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P-9957.00

**To:** Examiner Smith**Company:** U.S. Patent and Trademark Office**Phone:****Fax:** 703 872 9306**From:** Paul H. McDowell**Company:**  Medtronic**Phone:** 763 514 3351**Fax:** 763 505 2530RECEIVED  
OIPE/IAP

JUN 30 2005

**Date:** June 28, 2005**Pages including this  
cover page:** 3**Comments:**

Applicants: Cho et al.  
SN: 10/004,237  
Filed: October 31, 2001  
For: ALTERNATIVE SENSING METHOD FOR IMPLANTABLE  
MEDICAL DEVICE IN MAGNETIC RESONANCE IMAGING  
DEVICE  
DOCKET: P-9957.00

Request for Continued Examination (RCE) Transmittal

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NO. 6361 P. 2/3

DOCKET NO.: P9957.00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
RCE TRANSMITTAL

In re Application of: Yong K. Cho et al.

For: ALTERNATIVE SENSING METHOD FOR IMPLANTABLE MEDICAL DEVICE IN MAGNETIC  
RESONANCE IMAGING DEVICE

Serial No.: 10/004,237

Filed: October 31, 2001

CERTIFICATE UNDER 37 CFR §1.8 I hereby certify that this Transmittal and the paper(s), as described herein are being sent via facsimile No. (703) 872-9306, addressed to the Commissioner for Patents, Mail Stop RCE, on this 28<sup>th</sup> day of June, 2005.

Molly Chlebeck  
Signature  
MOLLY CHLEBECK  
Printed Name

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450,  
Alexandria, VA 22313-1450

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Sir:

We are transmitting herewith the attached:

- Request for RCE Transmittal
- Please charge Deposit Account No. 13-2546 in the amount of \$790.00 for the RCE fee as required under 37 CFR 1.17(e).
- Please charge any additional fees or credits to Deposit Account No. 13-2546 which may have been overlooked on this Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.
- Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.

Date

28 June '05

Paul H. McDowell  
Paul H. McDowell, Reg. No. 34,873  
Telephone: (763) 514-3351  
Customer No. 27581

PTO/SB/30 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**Request****FOR****Continued Examination (RCE)  
TRANSMITTAL**

**Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
Provides for continued examination of an utility or plant  
application**

**Filed on or after June 8, 1995.****See The American Inventors Protection Act of 1999 (AIPA).**

Application Number	10/004,237
Filing Date	October 31, 2001
First Named Inventor	Yong K. Cho et al.
Group Art Unit	3737
Examiner Name	R. Smith
Attorney Docket Number	P9957.00

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114****a.  Previously submitted**

- i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on June 6, 2005  
(Any unlisted amendment(s) referred to above will be entered.)
- ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii.  Other \_\_\_\_\_

**b.  Enclosed**

- i.  Amendment/Reply
- ii.  Affidavit(s)/Declaration(s)
- iii.  Information Disclosure Statement (IDS)
- iv.  Other \_\_\_\_\_

**2. Miscellaneous**

- a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)

- b.  Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a.  The Director is hereby authorized to charge the following fees, as well as any deficiencies, or credit any overpayments, to Deposit Account No. 13-2546

- i.  RCE fee required under 37 C.F.R. § 1.17(e)
- ii.  Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii.  Other \_\_\_\_\_

- b.  Check in the amount of \$\_\_\_\_\_ enclosed

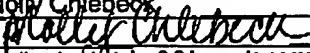
- c.  Payment by credit card (Form PTO-2038 enclosed)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Paul H. McDowell	Registration (Attorney/Agent)	No. 34,873
Signature		Date	<u>28 June 05</u>

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Molly Chlebeck	Date	<u>6/28/05</u>
Signature			

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